

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 GIOVANNI K. KURTZE,
5 Plaintiff,
6 v.
7 STATE OF NEVADA, *et al.*,
8 Defendants.
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Case No. 2:17-cv-0208-APG-PAL

**ORDER ON REPORT AND
RECOMMENDATION**

(ECF. No. 10)

10 On January 17, 2018, Magistrate Judge Leen entered a report and recommendation that I
11 dismiss this case with prejudice because plaintiff Giovanni Kurtze's complaint fails to state a
12 claim as a matter of law and cannot be cured by amendment. ECF No. 10. Kurtze did not file an
13 objection. Thus, I am not obligated to conduct a de novo review of the report and
14 recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo
15 determination of those portions of the report or specified proposed findings to which objection is
16 made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the
17 district judge must review the magistrate judge's findings and recommendations de novo *if*
18 *objection is made*, but not otherwise" (emphasis in original)).

19 Additionally, Judge Leen's report and recommendation was returned in the mail. ECF No.
20 11. Thus, it appears Kurtze has not advised the court of his current address. Under Local Rule
21 IA 3-1, a pro se party must immediately advise the court of any change of address. "Failure to
22 comply with this rule may result in the dismissal of the action, entry of default judgment, or other
23 sanctions as deemed appropriate by the court." LR IA 3-1.

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1 IT IS THEREFORE ORDERED that Judge Leen's report and recommendation (**ECF No.**
2 **10) is accepted.** Plaintiff Giovanni Kurtze's complaint is DISMISSED with prejudice.

3 DATED this 2nd day of February, 2018.

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7 ANDREW P. GORDON
8 UNITED STATES DISTRICT JUDGE
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